

**UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA**

STATE OF OKLAHOMA, ex rel. W.A. DREW )  
EDMONDSON, in his capacity as ATTORNEY )  
GENERAL OF THE STATE OF OKLAHOMA and )  
OKLAHOMA SECRETARY OF THE )  
ENVIRONMENT C. MILES TROBERT, in his )  
capacity as the TRUSTEE FOR NATURAL )  
RESOURCES FOR THE STATE OF )  
OKLAHOMA, )

Plaintiff(s), )

vs. )

TYSON FOODS, INC., INC., TYSON POULTRY, )  
INC., TYSON CHICKEN, INC., COBB- )  
VANTRESS, INC., AVIAGEN, INC., CAL-MAINE )  
FOODS, INC., CAL-MAINE FARMS, INC., )  
CARGILL, INC., CARGILL TURKEY )  
PRODUCTION, LLC, GEORGE'S, INC., )  
GEORGE'S FARMS, INC., PETERSON FARMS, )  
INC., SIMMONS FOODS, INC., and WILLOW )  
BROOK FOODS, INC., )

Defendant(s). )

Case No. 05-CV-329-TCK-SAJ

**SEVERANCE ORDER**

This Court has entered an order finding that the severance of the Third-Party Complaints filed by the Defendants in the above-captioned action is warranted.

The Court Clerk is directed to open two new case files: 06-CV-502 -TCK-SAJ and 06-CV-503-TCK-SAJ. The Court Clerk is also directed to place a copy of this Order in Case No. 06-CV-502-TCK-SAJ and Case No. 06-CV-503-TCK-SAJ. This Order shall be marked [Docket No. 1] in Case No. 06-CV-502 -TCK-SAJ and Case No. 06-CV-503-TCK-SAJ.

The Court directs the Court Clerk to copy Document No. 80 from the above-captioned action into Case No. 06-CV-502-TCK-SAJ, and Document No. 82 from the above captioned action into Case No. 06-CV-503-TCK-SAJ. These documents are the third-party complaints filed by Defendants against various third-party Defendants in the underlying case, 05-CV-329-SAJ-TCK. The copies of the third-party complaints listed above should be numbered and placed into each new case file and should constitute [Docket No. 2] of each new case.

Any pleadings by the Defendants/Third-Party Plaintiffs, Third-Party Defendants, or Plaintiffs which relate to the Third-Party complaints filed by Defendants should be filed in the appropriate severed case, either Case No. 06-CV-502-TCK-SAJ, or 06-CV-503-TCK-SAJ.

It is so Ordered.

Dated this 21st day of September 2006.

  
Sam A. Joyner  
United States Magistrate Judge